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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/365,651	08/02/1999	G. VICTOR TREYZ	SVT-I	2056
36532	7590	01/17/2006	EXAMINER	
G. VICTOR TREYZ FLOOD BUILDING 870 MARKET STREET, SUITE 984 SAN FRANCISCO, CA 94102			NGUYEN, CUONG H	
			ART UNIT	PAPER NUMBER
			3661	

DATE MAILED: 01/17/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

### **ACKNOWLEDGEMENT OF REPLY BRIEF**

1. The reply brief filed (8/20/2004) has been entered and considered. The examiner's position is the pending claims are still unpatentable based on cited art. The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

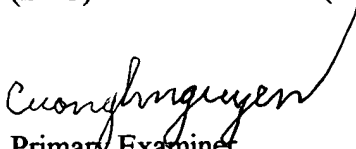
From the concurrence of appeal conferees on 5/24/2004, the examiner respectfully submits that the pending claims are not inventive because they BROADLY claim a WELL-KNOWN processing digital picture online (i.e., via Internet) at the time the invention was made (8/02/1999); for example, independent claim 1 claims an Internet computer that is able to receive customer's digital picture, allowing a customer to edit his picture(s) before processing, and let him selecting a frame to buy. The examiner submits the motivation is implicitly suggested by cited references.

### **CONCLUSION**

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cuong H. Nguyen whose telephone number is 571-272-6759. The examiner can normally be reached on Mon.-Fri. from 9:00 AM to 5:30 PM (EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, THOMAS G. BLACK can be reached on 571-272-6956.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Primary Examiner  
Oct. 23, 2005